

REMARKS

Claims 1-25 are pending in this application. By this amendment, Applicant has amended all pending claims.

No new matter has been introduced as a result of this amendment. Applicant respectfully requests reconsideration of the above-identified application in view of the foregoing amendments and the following remarks.

Objections to the Claims:

In the Office Action, the Examiner raised a number of objections in relation to the claims. Applicant has addressed these amendments by amending some of the claims.

In particular, Applicant has amended the dependent claims to refer to “the apparatus” and has amended independent claim 23 to refer to the features of the method rather than to refer back to the independent apparatus claim.

Applicant has also amended dependent claims 12, 13 and 15 to refer to “the or each other image tile”. Applicant maintains that this language is clear because there may be one other image tile or more than one other image tile and therefore the use of the phrase “the or each other” is clear.

In the Office Action, the Examiner also requested that dependent claim 16 be amended to replace the language “tiles abut one another” with the language “tiles about one another”. Applicant maintains that the current language is clear because “abut” means to be adjacent, touch or join at the edge of a border. Therefore, Applicant maintains that it is not necessary to amend dependent claim 16.

Applicant has also amended dependent claim 17 and dependent claim 19 to replace the acronyms PIP and DVB.

Rejections Under 35 U.S.C. § 112, ¶ 2:

Applicant has also amended independent claim 24 which relates to a computer program to clarify that it is the apparatus which is configured for communications with the telecommunications network and not a computer program code which comprises the features of the receiver and the display. Furthermore, the amended computer program claim clarifies that the computer program enables the method to be performed but does not in itself comprise structural features such as a display or a receiver.

Rejections Under 35 U.S.C. § 102(b):

Embodiments of the invention as defined by amended independent claim 1 relate to an apparatus which is configured for communication within the telecommunications network and also configured to receive at least one of a plurality of broadcast services. The apparatus comprises a controller and a memory storing computer program code wherein the memory and the computer program code are configured to, with the controller, enable the apparatus to control a display to provide a visual display corresponding to content of at least one of the services. The display may be controlled to provide a first mode of operation in which content corresponding to one of the services is displayed for normal viewing and a second mode of operation in which content corresponding to more than one of the services is displayed.

Embodiments of the invention defined by amended independent claim 23 relate to a corresponding method, embodiments of the invention as defined by amended independent claim 24 relate to a corresponding computer readable storage medium comprising computer program instructions and embodiments of the invention defined by amended independent claim 25 relate to a corresponding user interface.

In the Office Action, the Examiner rejected the independent claims - - namely, claims 1 and 23-25, as being anticipated by Daniel (GB 2373680).

Daniel relates to a method and system of providing a broadcast service to a mobile telephone. The mobile telephone is used to access a website. Once the website has been accessed the user of the mobile telephone is required to input a unique identifier so that the website server recognizes the mobile telephone. The website presents the user with a range of different broadcast services which can be selected. The user may select one of these using the keypad of the mobile telephone. Once a broadcast has been selected the server will send a signal back via the telecommunications network to the mobile telephone. This signal instructs the mobile telephone to switch out of the first operating mode into a second operating mode and dial a particular telephone number corresponding to the selected broadcast service to enable the selected service to be accessed using a "voice" mode rather than using an internet mode.

Daniel does not disclose a first mode in which content is displayed for normal viewing and a second mode in which content corresponding to more than one of the services is displayed.

In Daniel there is a mode in which content may be accessed via a "voice" mode of communication. This enables the content to be viewed. However there is no disclosure of a mode in which content relating to a plurality of different services may be presented. The user may access a website which may enable information relating to different service to be accessed. However, there is no disclosure that the website enables content relating to the broadcast services to be displayed on the website. There is certainly no disclosure that content corresponding to more than one of the services may be displayed on the website.

Applicant maintains that it would not have been obvious for a person of ordinary skill in the art to modify the teaching of Daniel to arrive at something falling within the terms of the independent claims. There is nothing within Daniel which would hint or suggest at enabling an apparatus which is configured for communication within a telecommunications network to operate in a mode in which content corresponding to more than one broadcast service may be displayed.

In particular, such a modification would require a significant modification of the teaching of Daniel none of which would have been obvious. In particular, it would require the apparatus of Daniel to be modified either to receive the content relating to the one or more services simultaneously or store at least some of the content within the mobile apparatus. Neither of these would have been an obvious modification to make. To enable the content to be stored in the apparatus disclosed in Daniel would significantly increase the information which must be stored in the apparatus, which is generally limited in a mobile apparatus. Therefore this would be disadvantageous. To enable the apparatus to receive the content relating to the one or more services simultaneously would significantly increase the amount of information which has to be simultaneously provided to the apparatus. There is no hint or suggestion of how this might be achieved. Therefore, this is also not an obvious modification which would have been made.

Therefore, for at least the abovementioned reasons, Applicant maintains that the embodiments of the present invention are new and non-obvious with respect to Daniel.

In the Office Action, the Examiner has also referred to Lipsanen (US 2005/0043020), Sull (2004/0128317) and Lindqvist (US 2003/0088778). Applicant maintains that each of these references fail to overcome the deficiencies of Daniel and therefore even in combination, these could not result in embodiments of the invention as claimed.

Accordingly, Applicant respectfully submits that amended independent claims 1 and 23-25 are not anticipated by or obvious in view of Daniel.

Dependent Claims:

Applicant does not believe it necessary at this time to address the rejections of the dependent claims (i.e., those made under 35 U.S.C. §§ 102 and 103) as Applicant believes that the foregoing places the independent claims in condition for allowance. Applicant, however, reserves the right to address those rejections in the future should such a response be deemed necessary and appropriate.

CONCLUSION

Applicant respectfully submits that this Application is in condition for allowance for which action is earnestly solicited.

If a telephone conference would facilitate prosecution of this Application in any way, the Examiner is invited to contact the undersigned at the number provided.

AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 504827, Order No. 1004289.278US.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 504827, Order No. 1004289.278US.

Respectfully submitted,
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